

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 05th May, 2026

Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa

A.B.P. No. 139/2026 (Arising out of Saharsa Sadar P.S. Case No. 1299/2025)

Bhukhni Devi @ Khukhni Devi @ Kkuchni Devi & Anr Petitioners Vs State of Bihar

In the matter of :-

1. Bhukhni Devi @ Khukhni Devi @ Kukhni Devi W/o Rajo Yadav
2. Gopal Yadav S/o Rajo Yadav
Both resident of Village Dudhaila, Ward No. 4, P.S. Sonbarsa Kachahari,
District Saharsa.Petitioners

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioners :- Sri Mahendra Narayan Choudhary, Advocate

For the State :- Sri Krishna Murari Prasad, Ld. P.P.

Sl. No.	Date of proceeding	Order with the signature of the court	Office action taken with date
	05.05.2026	This anticipatory bail petition has been filed on behalf of the petitioners namely (1) Bhukhni Devi @ Khukhni Devi @ Kukhni w/o Rajo Yadav and (2) Gopal Yadav S/o Rajo Yadav who are apprehending their arrest in connection with Saharsa Sadar P.S. Case No. 1299/2025 registered under Sections 115(2), 126(2), 119(1), 324(4), 303(2), 352, 351(2), 351(3), 3(5) of BNS, 2023. 2. Heard the arguments of the learned counsel for the petitioners and the learned P.P. for the State. 3. It is submitted by the learned counsel for the accused petitioners that petitioners are innocent and has falsely been implicated in this case due to grudge, malice and dirty party politics. It is further submitted that the petitioner No.1 bears criminal antecedent of one case whereas petitioner No. 2 bears criminal antecedent of three cases as mentioned in the bail petition. It is further submitted that the petitioners have not assaulted the informant. It is further submitted that Section 119(1), 303(2) of BNS, 2023 are added to make the case graver and non-bailable. It is further alleged that there is delay of	

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nine days in lodging the FIR. It is further submitted that petitioners are woman and man of means and they are ready to furnish sound sureties to the full satisfaction of the learned court. Upon these grounds, the learned counsel prays to grant anticipatory bail to the petitioner.

4. On the other hand, the learned P.P. for the State opposed the prayer of anticipatory bail.

5. Rival submissions considered, Record perused.

6. The prosecution case as per written report of informant Chandkishore Yadav is that on 10.11.2025 at about 12:30 he was harvesting paddy crop in his field then Gopal Yadav, Gobind Yadav, Rajo Yadav and Bhukhni Devi armed with deadly weapons came there and told him to registered the said land in their name otherwise he will be killed. When he objected then Gopal Yadav armed with iron Dabiya assaulted on his head with intention of killing but he tried to save himself due to which he sustained injury on his hand. All the accused persons assaulted him by fists and kicks and threatened him to not to come in the said field. A panchayati was convened in village but no one of the village has come in the panchayti due to fear. On 17.11.2025 the accused persons forcibly plough the said land. The accused persons have previously demanded ransom for which Saharsa Sonbarsa Kachahari P.S. Case No. 825/2025 was lodged against them.

7. There is delay of nine days in lodging the FIR and the delay has not been explained. No injury report is brought into the notice of this court.

8. Considering the totality of the facts and circumstances, the prayer for anticipatory bail of petitioners **(1) Bhukhni Devi @ Khukhni Devi @ Kukhni Devi and (2) Gopal Yadav is allowed**

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and in the event of arrest or surrender of the petitioners within a period of four weeks from today, they are directed to be released on bail subject to their furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) each with two sureties in the like amount each to the satisfaction of the learned jurisdictional Magistrate where the case is presently pending, further subject to the conditions as laid down u/s 482(2) of BNSS.

(Dictated)

DS

(Dinesh Sharma)

Principal Sessions Judge,

Saharsa

05.05.2026

Date of Judgement/Order	05.05.2026
Date of Reserving Judgement/Order	05.05.2026
Uploading Date	07-05-26
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